

**MAINE EMS
INVESTIGATIONS COMMITTEE MEETING
WEDNESDAY, MARCH 2, 2005
DE CHAMPLAIN CONFERENCE ROOM, AUGUSTA
RATIFIED BY THE MAINE EMS BOARD ON MAY 4, 2005**

MEETING MINUTES

Present: Steve Leach, Chair, Rick Doughty, Kevin Kendall, Robert Ashby
Staff: Drexell White, Dawn Kinney
AAG: Laura Yustak Smith

1. Call To Order: The meeting was called to order at 12:50 p.m.

Robert Ashby and Kevin Kendall were appointed to the committee for today's meeting for purposes of ensuring a quorum.

Additions/Deletions to the Agenda – None.

2. Investigations

A. Executive Session – Discuss Current Cases

1. Case #04-26

The Committee reviewed information concerning case # 04-06, including the original packet of information provided to committee members and additional information received from the licensee's counselor.

Motion: That in re: case # 04-26, Licensee violated Maine EMS Rules (dated July 1, 2000) §11.A.4 - Any criminal conduct subject to the limitations of Maine statute - and §11.A.5 - Acting in ways which are dangerous or injurious to the public; that the violations are based upon Licensee's conduct leading to and conviction for Possession of Sexually Explicit Material, Class D in violation of 17 M.R.S.A. §2924(2)(A); that mitigating circumstances exist in that Licensee's conviction did not involve a sexual assault or touching, Licensee has completed therapy and has received the recommendation of his counselor and Licensee has the support of his EMS service. Therefore, the committee recommends resolution of this case via Consent Agreement with Licensee, provisions to include that if charges are docketed against Licensee in any state or Federal court, or if Licensee is determined by the Board to have violated Maine EMS rules, Licensee will immediately surrender his Maine EMS license to the Board; that Licensee will pay for the cost of biannual SBI checks during the term of the agreement, with payment made upon Licensee's application for license renewal for the successive renewal period during the term of the Consent Agreement; and that the term of the Consent Agreement shall be 10 years (Doughty:Leach – motion carries)

2. Case #03-19

Staff and AAG updated committee members on the case

3. Other – Failure to Disclose Matrix

Staff requested guidance from the committee about necessary action for applicants who fail to disclose criminal convictions. The consensus of the committee was to issue a letter of guidance to persons who have a single misdemeanor conviction beyond the 10-year look-back, but that all others need to be handled on a case-by-case basis.

4. Next Meeting

The next meeting is scheduled for April 6, 2005 at Maine EMS – time to be determined.

6. Adjourn – The meeting was adjourned at 2:25 p.m.

Respectfully submitted,

Drexell White
Licensing Agent